

HARYANA GOVERNMENT

WOMEN AND CHILD DEVELOPMENT DEPARTMENT

Notification

The 9th January, 2013

No. SW(3)/2012/881.—In supercession of the Notification No. 133/SW(3)/2011, dated the 2nd May, 2011, the Governor of Haryana is pleased to make a Scheme namely-**“Relief and Rehabilitation of Women Acid Victims”** to provide adhoc relief, medical reimbursement and rehabilitation services to women acid victims by the Women and Child Development Department. The Scheme will be implemented from the date of notification.

1. Eligibility Criteria

- Only the victims facing acid attack after 2.05.2011 will be eligible.
- The scheme will cover all acid attack victim girls/women residing in Haryana.
- An application may be filed either by the victim or by heir claiming on her behalf in cases where the victim herself is disabled to make an application.

For considering the claims and awarding compensation/relief/rehabilitation following Committee is constituted:—

2. Constitution of State Level Committee (SLC) for Relief and Rehabilitation of Women Acid Victims.— A State Level Committee for Relief and Rehabilitation of Women Acid Victims under the Chairpersonship of Hon'ble WCDM comprising following members is hereby constituted :—

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| • Financial Commissioner & Principal Secretary to Government of Haryana, WCD Department. | Member |
| • Financial Commissioner & Principal Secretary to Government of Haryana, Health Department. | Member |
| • Financial Commissioner & Principal Secretary to Government of Haryana, Social Justice & Empowerment Department. | Member |
| • Financial Commissioner & Principal Secretary to Government of Haryana, SC/BC Department. | Member |
| • Director, WCD Department. | Member Secretary |

3. Functions

1. This Committee shall coordinate and monitor the functions of District Level Committee.
2. It shall ensure proper disbursement of the funds allocated under the scheme and any additional amount to be supplemented by the State Government to the District Committees.
3. Issue directions to the appropriate authorities under the Act for ensuring proper medical, psychological and legal assistance to the victim.
4. All the medical reimbursement would be approved by the Committee before providing the financial relief.

4. District level Committee (DLC)

1. The Committee constituted at District level may be called Committee for “Relief and Rehabilitation of Women Acid Attack Victims”.
2. The Committee shall have exclusive jurisdiction to deal with the applications received under the scheme in the district.
3. The district level Committee for “Relief and Rehabilitation of Women Acid Attack Victims” under the Chairmanship of Deputy Commissioner comprising of following members is hereby constituted:
 - Two or more members having expertise in matters relating to criminal law.
 - Working in the field of empowerment of women.
 - Medical doctor.

(Out of which atleast two members should be women)

5. Functions

- (i) The District Level Committee shall consider the claims and award compensation/relief/rehabilitation as the case may be in accordance with procedure prescribed under the scheme.
- (ii) The District Level Committee shall coordinate and monitor the provisions provided under the scheme with Government and Non-Government organizations for rendering assistance to the victim in form of any legal, medical, psychological, and any other form of Aid/Assistance.
- (iii) The District Magistrate, shall consider the claims as deemed fit in the circumstances of the case and would give adhoc relief to the victim and would forward the financial claims regarding medical reimbursement to Director, Women & Child Development Department, Haryana.

6. How to apply/ Procedure for application

1. The victim's parents/ guardians or legal heir may apply to the Committee for compensation in accordance with the provision of the scheme within 15 days.
2. In case of girl the application may be made on her behalf by a parent or guardian.
3. In case of married women the application may be made on her behalf by husband or parent or guardian.
4. Applicant shall submit the following documents with the application:—
 - (a) A medical certificate where the application is being made by or on behalf of the victim.
 - (b) Copy of FIR/Complaint.

7. Action by District Level Committee after receiving the application

1. On receiving the application and after having been prima facie satisfied that a case of acid has been made out the Committee shall order an adhoc relief of Rs. 25,000/- at the earliest which would be recouped from WCD Department.
2. The Committee may get a home study of the victim conducted for making an assessment of additional needs of the victims and apply other welfare scheme/relief as may be available to the applicant.
3. In case of serious victims the Committee after getting the examination done of the injury from duly qualified and reputed Government Medical Practitioner will forward the application to WCD Department along with the medical bills received from the victim/legal heir/parent in prescribed proforma applicable to Haryana Government employees/pensioners to be verified by Medical Attendant duly countersigned by concerned Civil Surgeon.
4. The Committee shall forward the application to the Director, Women & Child for medical reimbursement within 15 days from the date on which the complainant gives her evidence or within one month from the date of receipt of application whichever is earlier.
5. The application before the Committee has to be made within 15 days from the date of incident provided that upon showing valid reasons the Committee shall have the powers to condone the delay if any.
6. The Committee may reject any application where it is of the considered opinion that:-
 - The applicant failed to take without delay all reasonable steps to inform the police or other body or person considered by the Committee to be appropriate for the purpose of the circumstances giving rise to the attack.
 - The applicant failed to cooperate with the police or other authority in attempting to bring the convict to justice or
 - The applicant has failed to give all reasonable assistance to the Committee or other body or person in connection with the application.

7. The Committee shall hear the claims for compensation at such time and in such places as the Committee may determine and shall notify the applicant of the time and place of hearing of the relevant application. The Committee shall reach its decision on the basis of evidence and other information available to it at the hearing.
8. The payment of the medical reimbursement would be made through bank draft to the victim/legal heir through the concerned Programme Officer of the WCD Department.

8. Rehabilitation

- The severe acid victim should be treated in disabled persons category as per certified from the Medical Board of the concerned District.
- If any victim needs rehabilitation services, can seek the support from following Swadhar Shelter Homes running in Haryana State at present. These may vary from time to time.

Sr. No.	Name of Organization & Address
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| 1. | Adarsh, Rural Dev. Society, 30, Kadarpur, District Gurgaon |
| 2. | Akhil Bhartiya, Nav Yuvak Kala Sangham, 54 Foota Road, Vidya Nagar, Mehram Road, Bhiwani. |
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9. Financial Assistance

1. An amount of Rs. 25,000/- is to be provided by the concerned Deputy Commissioner/SDM as adhoc relief to the victim at the earliest after lodging the FIR which would be reimbursed from Women & Child Development Department, Haryana.
2. Where death of the victim occurs the Board shall on the facts and circumstances of the case, pay a lump sum of Rs. 5,00,000/- to the legal heir (the children of the deceased if she has any so as to protect the interest of the child). This would be in addition to any expenses incurred towards the treatment of the victim.
3. The 100% medical reimbursement of all treatment including plastic surgery if any is allowed to a victim of acid attack from amongst the hospitals approved by the Government of Haryana under the category of "All diseases" and "Artificial Appliances". The amendments and the deletion/addition of Hospitals made by the Government from time to time would also be automatically be applicable under the scheme also.

DHEERA KHANDELWAL,

Principal Secretary to Government Haryana,
Women and Child Development Department.